

## PROCEEDINGS OF THE ROSEAU COUNTY BOARD OF COMMISSIONERS

November 8, 2011

The Board of Commissioners of Roseau County, Minnesota met in the Courthouse in the City of Roseau, Minnesota on Tuesday, November 8, 2011 at 8:30 a.m.

### **CALL TO ORDER – ROLL CALL – ESTABLISHMENT OF A QUORUM**

The meeting was called to order at 8:30 a.m. by Board Chair Mark Foldesi. The Pledge of Allegiance was recited. Commissioners present were Roger Falk, Mark Foldesi, Glenda Phillipe, Jack Swanson and Russell Walker.

### **APPROVAL OF AGENDA**

Approval of the MN Department of Natural Resources Right-of-Way Easement #133-023-0877 was added to the Department Reports/Highway. Authorization to advertise for a temporary Victim Services Advocate, basement storage and discussion of repairs in the County Attorney's office was added to Department Reports/County Attorney. Approval to pay three forthwith payments was added to the payment of bills. A motion to approve the agenda was made by Commissioner Falk, seconded by Commissioner Phillipe and carried unanimously.

### **APPROVE BILLS**

A motion was made by Commissioner Swanson, seconded by Commissioner Walker and carried unanimously to approve the payment of the following bills:

#### **Warrants Approved For Payment 10/27/2011**

<b>Vendor Name</b>	<b>Amount</b>
D & J RADIO SALES & SERVICE	2,790.06
TESSCO TECHNOLOGIES INC	4,312.43

**11 Payments less than 2,000 5,581.29**

**Final Total: 12,683.78**

#### **Warrants Approved For Payment 11/03/2011**

<b>Vendor Name</b>	<b>Amount</b>
NW MN SERV COOP-BLUE CROSS BLUE SHIELD	64,462.50
RIVERFRONT STATION	4,208.04
SCHOOL DIST 2358	12,627.29
SCHOOL DIST 2683	26,774.67
SCHOOL DIST 676	36,160.30
SCHOOL DIST 682	354,177.60
SCHOOL DIST 690	333,188.53
SELECT ACCOUNT-VEBA	8,964.22

**25 Payments less than 2,000 15,860.00**

**Final Total: 856,423.15**

#### **Warrants Approved On 11/08/2011 for Payment 11/14/2011**

<b>Vendor Name</b>	<b>Amount</b>
CDW GOVERNMENT INC	5,117.80
CONN TRUCKING	2,428.65
D & J RADIO SALES & SERVICE	5,346.38
D-A LUBRICANT CO. INC.	7,141.92
DELL MARKETING LP	2,565.20
FARMERS UNION OIL CO-LK BRNSN	4,173.01
FARMERS UNION OIL CO-WARROAD	9,853.82

GRANT'S MECHANICAL	65,074.00
H & L MESABI INC	8,643.52
ISANE TRUCKING INC	3,073.20
JOHNSON OIL CO INC	2,349.32
LEE'S STORE	8,015.63
MAR-KIT LANDFILL	34,127.70
MSOP-MN SEX OFFENDER PROGRAM-D 462	3,804.00
NORTHERN RESOURCES COOPERATIVE	23,842.93
NORTHLAND TIRE	10,316.08
PEDERSON ARNOLD	2,550.00
R & Q CONTRACTING INC	7,544.33
RATWIK, ROSZAK & MALONEY, PA	6,825.80
ROSEAU CO COOP ASSN	10,620.28
ROSEAU RIVER WATERSHED DIST	2,037.94
SJOBORG'S INC	2,718.20
TRUE NORTH STEEL	5,660.53
WIKSTROM TELECOM-INTERNET	2,044.99
WRIGHT CONSTRUCTION INC	15,950.00
ZIEGLER INC	2,529.41

**77 Payments less than 2,000 31,512.69**

**Final Total: 285,867.33**

And, approved forthwith payments to Mark Wojciechowski in the amount of \$250.00 for beaver dam and tree removal; Brian Kjos in the amount of \$640.00 for mowing in Juneberry Township and Mark Danielson in the amount of \$520.00 for mowing and ditch grading in Blooming Valley Township.

### **DELEGATIONS – BOARD APPOINTMENTS**

DWI Court Coordinator Maria Pahlen and Judge Donna Dixon met with the Board regarding Kittson County's request to join Roseau County's DWI Court program. Funding for Kittson County's participation is provided by the State of Minnesota Office of Public Safety.

### **CONSENT AGENDA**

A motion to adopt the Consent Agenda was made by Commissioner Phillipe, seconded by Commissioner Falk and carried unanimously. The Board, by adoption of its consent agenda, approved proceedings from the October 25, 2011 Board Meeting and approved amended proceedings from 8-9-11, 8-23-11 and 9-13-11.

### **DEPARTMENT REPORTS**

#### **Highway Department**

Engineer Ketring met with the Board to request approval of the Minnesota Department of Transportation Agency Delegated Contracting Processing Agreement. A motion was made by Commissioner Swanson, seconded by Commissioner Walker and carried unanimously to adopt the following resolution:

#### **2011-11-01**

BE IT RESOLVED, that pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation be appointed as Agent of Roseau County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, that the Board Chair is hereby authorized and directed for and on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 99968", a copy of which said agreement was before the County Board and which is made a part hereof by reference.

Ketring requested approval of two final payouts. A motion to approve final payout to Holthusen Construction for DR 1830, PW 1592, CD 21 for \$40,083.00 was made by Commissioner Walker, seconded by Commissioner Falk and carried unanimously.

A motion to approve final payout to Holthusen Construction for DR 1830, PW 1850, JD 63 for \$12,410.55 was made by Commissioner Falk, seconded by Commissioner Walker and carried unanimously.

Ketring requested Board approval of a resolution which would recommend that the Association of Minnesota Counties support legislation to make all drainage maintenance projects exempt from Minnesota Environmental Rights Act lawsuits. A motion was made by Commissioner Walker, seconded by Commissioner Falk and carried unanimously to adopt the following resolution:

2011-11-02

WHEREAS, Minnesota Statutes 103D & 103E pertain to drainage ditch systems, and

WHEREAS, the drainage authority of each of these systems throughout the State has the task of maintaining and repairing these systems (see 103E.701 and 103E.705) to insure that they function properly and efficiently, and

WHEREAS, each of these systems has its own taxing authority and the people paying benefits regularly request minor or major repair work by petition, and

WHEREAS, the Minnesota Wetland Conservation Act has a number of exemptions for legal drainage maintenance projects along with general permits from the Mn DNR and USACOE that pre-approve maintenance work on drainage ditches, and

WHEREAS, the Minnesota Environmental Rights Act (MERA) can and has currently allowed for lawsuits to occur by any party who could state legal ditch maintenance work is damaging the environment and this can result in several hundred thousands of dollars being spent on a frivolous lawsuit/court case,

NOW THEREFORE BE IT RESOLVED, Roseau County recommends that the Association of Minnesota Counties shall support legislation to make all legal drainage maintenance projects exempt from MERA claims.

Ketring requested the Board approve the Right-of-Way Easement #133-023-0877, for those parts of Township 162 North, Range 45 West and Township 162 North, Range 46 West, Kittson County. A motion authorizing Board Chair Mark Foldesi to sign the above mentioned right-of-way easement was made by Commissioner Swanson, seconded by Commissioner Walker and carried unanimously.

County Assessor

County Assessor Al Heim met with the Board to review the Homestead Market Value Exclusion information that will be included in the Truth-in-Taxation statements.

#### County Coordinator

Interim Coordinator Jeff Pelowski met with the Board to discuss Trusight's proposal to conduct a Job Classification and Compensation Design Study. Pelowski also noted that a Trusight representative will travel to Roseau to meet with Department Heads and the Board to outline the project scope, methodology and timelines. A motion to approve Trusight's proposal to conduct the job classification and compensation design study at a not to exceed cost of \$7,685 and a training session for Department Heads and the Board at an estimated cost of \$2,000, was made by Commissioner Phillippe, seconded by Commissioner Swanson and carried unanimously.

A motion to approve Trusight's annual membership fee of \$995 was made by Commissioner Walker, seconded by Commissioner Falk and carried unanimously.

#### County Attorney

County Attorney Karen Foss met with the Board to request emergency back-up support in the Victim Services office. Foss recommended Bailiff Steve Roseen for this position as he is familiar with the legal system and is available at any time should the need arise. Foss also requested Board approval to advertise to hire a Temporary Victim Services Advocate to fill the vacancy of an upcoming employee leave. A motion to appoint Steve Roseen as the Emergency Victim Services back-up support and to approve advertising for a Temporary Victim Services Advocate was made by Commissioner Swanson, seconded by Commissioner Phillippe and carried unanimously.

Attorney Foss addressed the need for secure file storage for the County Attorney's Office and requested the Board approve locked cage storage in the Courthouse Basement. Auditor Monsrud noted that there is cage storage designated for the Auditor's office that might meet the requirements of the County Attorney's office and is not needed for the Auditor's office. Foss and Monsrud will explore the basement storage options and report back to the Board as needed.

Attorney Foss requested the building committee seek quotes for repairing the drywall in the County Attorney's office. The building committee agreed with this request and also noted repairs needed in the Extension Suite. A motion to complete the repair work was made by Commissioner Walker, seconded by Commissioner Falk and carried unanimously.

#### Auditor's Office

Auditor Martha Monsrud presented the Board with a surplus land sale notification received from the Minnesota Department of Natural Resources. This property is identified as NW NW, Sec. 21, T.160, R. 40. Containing 8 acres, more or less (Grimstad). The Board declined the option to purchase this property.

### **COUNTY BOARD ITEMS**

#### Local Government Redesign Innovation Sessions

Commissioner Swanson requested Board approval to attend the November 15<sup>th</sup> session of the Local Government Redesign Innovation Session in Waite Park, as this session coordinates with his attendance at a Collaborative Governance Council meeting on November 16<sup>th</sup> in St. Paul. The Board concurred with this request.

### **COMMITTEE REPORTS**

Commissioner Falk reported on the following committee meeting(s): Meeting with DNR Commissioner Landwehr, 10/26/11; Wannaska Community Center meeting, 10/27/11; Department Head meeting, 11/1/11, Building Committee, 11/1/11; Roseau River Watershed Board, 11/2/11, CJCC, 11/2/11.

Commissioner Foldesi reported on the following committee meeting(s): Meeting with DNR Commissioner Landwehr, 10/26/11; Department Head meeting, 11/1/11.

Commissioner Phillippe reported on the following committee meeting(s): Meeting with DNR Commissioner Landwehr, 10/26/11; Department Head meeting, 11/1/11; CJCC, 11/2/11; Warroad City Council, 11/7/11; Warroad School Board, 11/7/11.

Commissioner Swanson reported on the following committee meeting(s): Roseau School Board, 10/25/11; Statewide Radio Board, 10/27/11; Department Head meeting, 11/1/11; Roseau River Watershed Board, 11/2/11; Regional Radio Board, 11/2/11; Association of MN Counties Futures Task Force, 11/3 and 11/4/11; Roseau Convention and Visitors Bureau, 11/7/11; Roseau City Council, 11/7/11.

Commissioner Walker reported on the following committee meeting(s): Meeting with DNR Commissioner Landwehr, 10/26/11; Department Head meeting, 11/1/11.

### **Operations Committee/Planning Discussion**

Commissioner Swanson requested the Board consider developing an Operations Committee for the purpose of addressing the overall policies, goals and directives of the County. A motion to approve the formation of an Operations Committee (to replace the Human Resource Committee) with members to included: Commissioner Roger Falk, Commissioner Mark Foldesi, Interim Coordinator Jeff Pelowski, County Attorney Karen Foss, Social Services Director Dave Anderson, Highway Engineer Brian Ketring, Sheriff Steve Gust and Auditor Martie Monsrud was made by Commissioner Swanson, seconded by Commissioner Falk and carried unanimously.

Upon motion carried, the Board adjourned the regular meeting at 11:30 a.m. The next regular meeting of the Board is scheduled for November 22, 2011 at 8:30 a.m.

Attest:

Date: \_\_\_\_\_

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Jeff Pelowski, Interim County Coordinator  
Roseau County, Minnesota

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Mark Foldesi, Chair  
Board of County Commissioners  
Roseau County, Minnesota